IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 20075 of 1997

Between:

M/s. Gulati Associates, Rep. by its Partner, Bhupesh Aneja,
Maharaj Gunj, Hyderabad.

..... PETITIONER

AND

1 State of Andhra Pradesh, Rep. by its Principal Secretary,
Revenue Department, Secretariat Buildings,
Hyderabad.
2 The Commissioner of Commercial Taxes,
Andhra Pradesh, Hyderabad.
3 The Commercial Tax Officer,
Maharaj Gunj Circle, Hyderabad.
4 Union of India, Rep. by the Secretary (Revenue),
Ministry of Finance (Central Excise & Customs),

Government of India, New Delhi.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction, more especially one in the nature of a Writ of Mandamus, declaring the levy of tax on the Rexine Cloth which is nothing but cotton fabric consequent to the G.O.Ms.No.212 Revenue (CT-II), dt. 18-3-1997 issued by the 1st Respondent, declaring the same as illegal, arbitrary, unjustified

and contrary to the provisions of the Addl. Duties of Excise (Goods of Special Importance) Act, 1957 and pass such other and further orders as this Hon'ble Court may deem fit and proper in the interests of justice and equity.

Counsel for the Petitioner: Mr. A.K. Jaiswal.

Counsel for the Respondents: GP for Revenue.

The Court made the following:

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THE HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

AND

THE HON'BLE MR. JUSTICE C.V. RAMULU

WRIT PETITION NO. 20075 OF 1997

ORDER: (per Sri B. Sudershan Reddy, J)

It is stated by Sri A.K. Jaiswal, learned counsel for the petitioner that the writ petition has become infructuous. The same shall accordingly stand dismissed without any order as to costs.

(B. Sudersahn Reddy, J)

26-04-2005

(C.V. Ramulu, J)

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To

1. The Principal Secretary, Revenue Department,

State of Andhra Pradesh, Secretariat Buildings,
Hyderabad.

2 The Commissioner of Commercial Taxes,
Andhra Pradesh, Hyderabad.

3 The Commercial Tax Officer,
Maharaj Gunj Circle, Hyderabad.

4 The Secretary (Revenue), Ministry of Finance

(Central Excise & Customs), Union of India,

Government of India, New Delhi.

5. Two CCs to the Government Pleader for Revenue, High Court of Andhra Pradesh, Hyderabad (OUT).

6. 1 CC to Mr.Jaiswal.

7. Two CD copies.